

## GOVERNMENT OF ANDHRA PRADESH ABSTRACT

P.S. – Sri K. Madhusudhan Rao, formerly, Attender (CS), MROs office, Ichapuram – Assualted Sri B.Ramakrishna, Spl. Deputy Tahasildar (CS) of the check post on 16.8.1998 – Dismissed – Appeal before Government – Appeal allowed and revised orders Issued – Req.

## **ORDER:**

- 1) Rc.563/98 C, dt.22.8.98 of the MRO, Ichapuram
  - 2) Collector., Srikakulam Procs.No.4708/98,A2, dt.3-9-98
  - 3) Collector., Srikakulam Procs.No.4708/98,A2, dt.23-1-99
  - 4) Judgement of Judicial First Class Mgistrate, Ichapuram.
  - 5) Orders of IIInd Addl.Dist. & Sessions Judge, Srikakulam in CA 9/00 dated.26-8-2003.
  - 6) Collector., Srikakulam Procs.No.4708/98,A2, dt.15-2-2006.
  - 7) CCLA's Ref.No.VS/II(3)/843/2004, dt.24-3-2006.
  - 8) Collector., Srikakulam Procs.No. 4708/98,A2, dt.16-5-06
  - 9) CCLA Procgs. No.VS.II(3)843/04, dt.9-3-2007.
  - 10) Appeal filed by Sri K. Madhusudhan Rao, before the Government.
  - 11) Govt. Memo No.21979/Vig.VII(2)/07, dt.21-5-2007.

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On the allegation that Sri K. Madhusudhan Rao, Attender (CS) checkpost, Loddaputti of Ichapuram mandal assaulted Sri B.Ramakrishna, Special Deputy Tahsildar(CS) of the checkpost on 16-8-98, that a case in Cr.31/98 u/s 352, 506 and 510 IPC was registered against him in Ichapuram Police Station. The Collector placed him under suspension vide reference 2<sup>nd</sup> read above and subsequently basing on the Enquiry Officer's report, Sri K. Madhusudhan Rao was reinstated into duty pending enquiry vide reference 3<sup>rd</sup> read above.

2. In the reference 4<sup>th</sup> read above, the Criminal case was finalized by Judicial First Class Magistrate, Ichapuram and imposed a penalty of Rs.500/- and simple imprisonment for one month for the offence u/s 352&510 IPC and convicted u/s 248(1) cr.p.c. Sri Madhusudhana Rao filed appeal no.9/2000 against the orders of the 1<sup>st</sup> Class Magistrate, Itchapuram before the District & Sessions Judge, Srikakulam.

3. In the reference 5<sup>th</sup> read above the District & Sessions Judge, Srikakulam finalized the C.A.9/2000 filed by Sri K.Madhusudhan Rao and found the accused guilty for the offence u/s 352&510 IPC and to refund the fine amount by the appellant. The Collector, Srikakulam issued orders dismissing him from service.

4. Sri Madhusudhana Rao filed an appeal before the Appellate Authority i.e. CCLA. The CCLA in the first instance stayed the orders of Collector, Srikakulam pending finalization of the case and Sri K.Madhusudhan Rao, Attendar was reinstated into service. After verifying the records, the CCLA dismissed the appeal filed by Sri K.Madhusudhan Rao, Attendar duly confirming the dismissal orders of Collector, Srikakulam and vacated the stay orders issued by CCLA on 24-3-2006.

5. In the reference 11<sup>th</sup> read above, Sri K.Madhusudhan Rao has appealed before the Government representing for suspending the dismissal orders of the Collector Srikakulam district issued vide Proceeding No. 4708/98 dated: 15.2.2006 and the CCLA and to reinstate him into service, in the circumstances stated therein.

6. Government have examined the issue and decided to reinstate him into service pending finalization of the issue and accordingly orders were issued vide reference 11<sup>th</sup> read above. Simultaneously, the Collector, Srikakulam has been requested to furnish entire records pertaining to the case.

7. Government have examined the records furnished by the Collector, Srikakulam. After careful consideration of the matter it has been decided to impose punishment under Rule 9 (vii) of A.P. Civil Services (CCA) Rules 1991 duly modifying the proceedings of the Collector, Srikakulam No.4708/98/A2 dated 15.2.2006 as confirmed by the CCLA vide proceedings No.VS.II (3)/843/2004, dated 9.3.2007.

8. Accordingly, in modification of the proceedings of the Collector, Srikakulam No.4708/98/A2 dated 15.2.2006 as confirmed by the CCLA proceedings No.VS.II (3)/843/2004, dated 9.3.2007, Government hereby order for imposing punishment under Rule 9 (vii) of A.P. Civil Services (CCA) Rules 1991 in respect of Sri K. Madhusudhana Rao, Attender (Civil Supplies) M.R.Os office, Ichapuram, Srikakulam district i.e. a penalty of reduction to a lower time scale of pay not being lower than that to which he was directly recruited i.e. to fix the pay of the individual at the minimum in the time scale of Rs.3850-8600.

9. The Collector, Srikakulam shall take necessary further action.

10. This order issues with the concurrence of Finance Department vide their U.O.No.16852/197/A1/PC.I/2008, dt.12.6.2008.

G.SUDHIR  
PRINCIPAL SECRETARY TO GOVERNMENT

To:

The Collector, Srikakulam District. (along with record No.4708/A2/98 in original)  
The Chief Commissioner Land Administration, Hyderabad. (along with record No.VS.II (3)/843/04 containing 72 pages.)  
Sri K. Madhusudhan Rao, Attendar, CS checkpost, MRO's Office, Ichapuram, Srikakulam dist. **through** Dist. Collector, Srikakulam Dist.  
SC/SF.

//FORWARDED BY ORDER//

SECTION OFFICER